

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

**Rick V. Murakami et al.**

Confirmation No. 9796

Application No. 09/758,836

Filed: January 10, 2001

For: **DEVICE USING HISTOLOGICAL  
AND PHYSIOLOGICAL BIOMETRIC  
MARKER FOR AUTHENTICATION  
AND ACTIVATION**

Group Art Unit: 2612

Examiner: Nguyen, Nam V.

Attorney Docket No. 36360/1.9

Date: October 30, 2008

AMENDMENT AND RESPONSE

TO THE COMMISSIONER FOR PATENTS:

In response to the July 23, 2008, Office Action, please amend the above-identified patent application as follows.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks** begin on page 15 of this paper.